BOARD OF SUPERVISORS COUNTY OF STAFFORD STAFFORD, VIRGINIA

MINUTES

Annual Meeting January 4, 2011

<u>Call to Order</u> The annual meeting of the Stafford County Board of Supervisors was called to order by Mark Dudenhefer, Chairman, at 1:02 P.M., Tuesday, January 4, 2011, in the Board Chambers, Stafford County Administration Center.

Roll Call The following members were present: Harry E. Crisp II; Mark Dudenhefer; Paul V. Milde III; Gary F. Snellings; Susan B. Stimpson; Cord A. Sterling and Robert "Bob" Woodson.

Also in attendance were: Anthony J. Romanello, County Administrator; Charles L. Shumate, County Attorney; Marcia C. Hollenberger, Chief Deputy Clerk; Pamela L. Timmons, Deputy Clerk; associated staff, and interested parties.

<u>Legislative</u>; <u>Election of Chairman</u> The Chairman opened the nominations.

Mr. Sterling nominated, seconded by Ms. Stimpson, Mr. Dudenhefer for Chairman in 2011. Hearing no objections from the Board, nominations were closed.

The vote on the nomination for Mr. Dudenhefer was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

<u>Legislative</u>; <u>Election of Vice Chairman</u> The Chairman opened the nominations.

Mr. Sterling nominated, seconded by Ms. Stimpson, Mr. Milde for Vice Chairman, 2011.

Mr. Woodson nominated Mr. Crisp, seconded by Mr. Dudenhefer, for Vice Chairman.

No vote was taken on Mr. Crisp's nomination for Vice Chairman.

Hearing no objections from the Board, nominations were closed.

The vote on the nomination for Mr. Milde was:

Yea: (5) Sterling, Stimpson Dudenhefer, Milde, Snellings,

Nay: (2) Crisp, Woodson

<u>Legislative</u>; <u>Adopt Bylaws and Rules of Procedure</u> The County Attorney gave a presentation and answered Board members questions.

Ms. Stimpson motioned, seconded by Mr. Snellings, to adopt proposed Resolution R11-01.

Mr. Dudenhefer requested the County Attorney's Office update the Bylaws and have the bylaws Committee review them as well. Updates should be brought back to the Board at its January 18, 2011 meeting.

The Voting Board tally was:

Yea: (7) Stimpson, Snellings, Sterling, Crisp, Dudenhefer, Milde, Woodson

Nay: (0)

Resolution R10-01 reads as follows:

A RESOLUTION TO ADOPT BY-LAWS AND RULES OF PROCEDURE FOR THE BOARD OF SUPERVISORS FOR

CALENDAR YEAR 2011

WHEREAS the Board of Supervisors, though made up of seven individuals representing their respective electoral districts, functions as a single legislative and policy-making body vested with the rights and powers conferred by general law; and

WHEREAS, the Board, at its annual meeting, shall adopt By-Laws and Rules of Procedure;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 4th day of January, 2011, that the 2011 By-Laws and Rules of Procedure, as attached hereto, be and they hereby are adopted.

2011

BY-LAWS AND RULES OF PROCEDURE

BOARD OF SUPERVISORS COUNTY OF STAFFORD STAFFORD, VIRGINIA

Adopted: January 4, 2011

INDEX

2011

BY-LAWS AND RULES OF PROCEDURE STAFFORD COUNTY BOARD OF SUPERVISORS

<u>PAGE</u> Section 1 – Meetings

Section 1-1	Annual organizational meetings	1
Section 1-2	When regular meetings held	1
Section 1-3	Special meetings	1
Section 1-4	Quorum and method of voting	1

Section 2 - Officers

Section 2-1	Chairman and Vice Chairman	2		
Section 2-2	Preservation of order	2		
Section 2-3	Chairman may administer oaths	2		
Section 2-4	Parliamentarian	2		
Section 2-5	Clerk	2		
Section 3 - Conduct of Business				
Section 3-1	Order of business.	3		
Section 3-2	Consent agenda.	4		
Section 3-3	Motions	5		
Section 3-4	Appeal to Board	5		
Section 3-5	Suspending rules	5		
Section 4 - Public Hearings				
Section 4-1	Chairman to conduct public hearings	5		
Section 4-2	Hearing presentations	5		
Section 4-3	Order of public hearings	5		
Section 4-4	Members' participation	6		
Section 4-5	Close of hearing	6		
Section 4-6	Debate	6		
Section 5 - Agenda				
Section 5-1	Preparation	6		
Section 5-2	Minutes	7		

Section 6 - General Operating Policy

	Section 6-1	Actions by individual members of the Board	7
	Section 6-2	Legal action	8
	Section 6-3	Discussion of zoning and land use matters	8
	Section 6-4	Polling Procedure	8
	Section 6-5	Action on Certain Matters in Election Years	8
Section 7 Amendments			
	Section 7-1	Amendments to the By-Laws and Rules of Procedure	8

BY-LAWS AND RULES OF PROCEDURE STAFFORD COUNTY BOARD OF SUPERVISORS

Section 1 -- Meetings

Section 1-1 Annual organizational meetings

- A. The first January meeting of each year shall be known as the annual meeting.
- B. The Chairman shall be elected at the annual meeting for a term of one year. The Chairman shall serve until his successor has been elected. The Chairman may succeed himself in office.
- C. Following his election, the Chairman shall assume the Chair and conduct the election of the Vice Chairman.
- D. No member shall serve as Chairman or Vice Chairman for more than two consecutive years.
 - E. Following the election of the Vice Chairman, the Board shall:
 - 1. Establish days, times and places for its regular meetings; and
 - 2. Adopt its By-Laws and Rules of Procedure.

Section 1-2 When regular meetings held

Whenever the regularly scheduled meeting date falls on a legal holiday, the regular meeting shall be held on the following day in accordance with § 15.2-1416 of the Code of Virginia (1950), as amended. The Chairman may cancel any meeting because of inclement weather or disaster and should reschedule any cancelled meeting at the earliest

possible date. No meeting shall last any later than midnight of the day of the meeting, unless a majority of the Board votes to extend the meeting.

Section 1-3 **Special Meetings**

The Board may hold such special meetings as it deems necessary at such times and places, as it may find convenient; and it may adjourn from time to time. A special meeting of the Board shall be called pursuant to Section 15.2-1418 of the Code of Virginia (1950), as amended. Notice to the public of any special meeting shall be given contemporaneously with the notice provided to the members of the Board and the County Attorney.

Section 1-4 Quorum and method of voting

- A. A quorum shall consist of a majority of the members of the Board of Supervisors.
- B. At meetings of the Board, the presiding officer shall announce which members are absent and the reasons for their absence, if known. Such announcement shall be made immediately after the roll call of members; or, if a member leaves after the roll call, as soon as practicable thereafter. Any absences and the reasons therefore also shall be recorded in the minutes of the meeting.
- C. All questions submitted to the Board for decision shall be voted using the electronic voting board. Any member may request a roll call vote. A green light represents a "Yea" vote and a red light represents a "Nay" vote. The Chairman shall call for the vote and each member shall cast his vote via the electronic voting board. The Chairman shall then call for the Clerk to close the vote. Upon closing the vote, the Clerk shall display the vote as directed by the Chairman. Upon the display of the vote, the Chairman shall announce the vote.
- D. It shall be the duty of every member to vote on issues before the Board of Supervisors. If a member must abstain, he shall state his reason for abstaining for the record. If an abstention occurs, it shall be the responsibility of the Chairman to have the reason for the abstention noted in the official record, if a reason is requested by any member of the Board.
- E. A tie vote fails; however, if all members are not present for the vote, the matter shall be passed by until the next regular meeting of the Board, when the matter shall be placed on the agenda as if for the first time, with full discussion and debate allowed by all members and with a new vote taken by all members present.

Section 2 -- Officers

Section 2-1 Chairman and Vice Chairman

The Chairman shall preside at all meetings of the Board of Supervisors. The Vice Chairman serves in the absence of the Chairman. In the absence from any meeting of both the Chairman and the Vice Chairman, the senior members of the Board shall preside

as Temporary Chairman. The Chairman shall make all appointments to Board of Supervisors' committees. Substitutes or alternates may participate only if so authorized by the Chairman.

Section 2-2 <u>Preservation of order</u>

At meetings of the Board, the presiding officer shall preserve order and decorum.

Section 2-3 Chairman may administer oaths

The Chairman shall have the power to administer an oath to any person concerning any matter submitted to the Board or connected with its powers and duties.

Section 2-4 Parliamentarian

Except as modified herein or as provided by law, the most current edition of Robert's Rules of Order shall be the parliamentary authority of the Board of Supervisors using the Rules for small bodies. The County Attorney shall act as Parliamentarian to the Board. Any questions involving the interpretation or application of Robert's Rules of Order shall be addressed to the County Attorney. If the County Attorney is unavailable, the County Administrator shall serve as the Parliamentarian.

Section 2-5 Clerk

The Clerk of the Board shall be the County Administrator as set out in Sections 15.2-1538 and 15.2-1539 of the Code of Virginia (1950), as amended.

Section 3 -- Conduct of Business

Section 3-1 Order of business

A. At the Board's first meeting of the month, the order of business shall be generally as follows:

call to order (1:00 p.m.)

roll call of members

announcement of absences

presentations by the public-I

presentations and committee reports by members of the Board in rotation

report of the Superintendent of Schools

report of the County Attorney

report of the County Administrator

consent agenda

unfinished business

new business

items added by Board members

closed meeting (if necessary)

recess

invocation (7:00 p.m.)

Pledge of Allegiance

presentations by the public-II

public hearings

media time

adjournment

B. At the Board's second meeting of the month, the order of business shall be generally as follows:

call to order (1:00 p.m.) roll call of members announcement of absences work session report from VDOT (quarterly) recess invocation (7:00 p.m.) Pledge of Allegiance presentations by the public public hearings consent agenda closed meeting (if necessary) media time adjournment

- C. The above order of business and times may be modified by the County Administrator should there not be an evening portion of the meeting, or for presentations by VDOT, the Sheriff, etc., and appointments which are occasional in nature.
- D. Presentations and committee reports by Board members are limited to three (3) minutes each. It shall be the responsibility of the Chairman to enforce this rule.
 - E. Presentations by the public are governed by the following rules:
 - 1. Comments by the public shall be limited to three (3) minutes for all speakers.
 - 2. Any person who speaks during the day public presentation portion of the meeting shall not be permitted to speak during the evening period.
 - 3. Though encouraged to complete a speaker's card in advance for record purposes, any person wishing to speak may do so without completion of a speaker card.
 - 4. Public presentations that require the use of the County's electronic system for power point or other visual displays must be submitted to the County Administrator's office by noon on the Monday before the Board meeting at which the presentation is to be made.
 - 5. Citizens may not address issues during the Citizens' Comment period on matters that are scheduled for public hearing.

F. No action shall be taken on any committee report unless it is time sensitive. All action shall be scheduled for the next regular agenda.

Section 3-2 Consent agenda

- A. The consent agenda shall be introduced by a motion "to approve the consent agenda," and shall be considered by the Board as a single item.
- B. There shall be no debate or discussion by any member of the Board regarding any item on the consent agenda.
- C. The warrant register and specific items that involve the expenditure of funds which have been approved in the annual County budget may be placed on the consent agenda.
- D. The appointment of individuals to County boards, authorities, commissions, and committees to at-large positions may be placed on the consent agenda, provided that the names and necessary biographical information of the nominees, including education, are provided to the Board as a part of its package prior to the meeting at which the appointment is to occur.
- E. The acceptance of grants from federal or state agencies and flow-through funds awarded to county entities, departments and agencies may be placed on the consent agenda.
- F. The acceptance of property or the ratification of the purchase of property previously authorized by the Board of Supervisors may be placed on the consent agenda.

Section 3-3 Motions

- A. No motion shall be discussed prior to being duly seconded in accordance with these By-laws.
 - B. The Chairman cannot make a motion unless such matter is specific to his district.
 - C. The Chairman may make a motion without relinquishing the chair.
- D. No member may speak more than twice to the same motion. No member may speak a second time on a motion until every member desiring to speak has spoken.
- E. A substitute motion shall be allowed to any motion properly on the floor. It shall have precedence over an existing motion and may be discussed prior to being voted on. If a vote on the substitute motion does not dispose of the former motion, the former motion must then be voted. Once a substitute motion is voted upon, a second substitute motion may be made. No more than two (2) substitute motions may be made.

Section 3-4 Appeal to Board

Any member of the Board may appeal to the Board from the decision of the Chairman on any question of order or the interpretation of these By-laws. A majority vote of those present is necessary to overrule the Chairman. No second is required on a member's appeal.

Section 3-5 Suspending rules

One or more of these By-Laws and Rules of Procedure may be suspended with the concurrence of two-thirds of the members present.

Section 4 -- Public Hearings

Section 4-1 Chairman to conduct public hearings

The Chairman shall conduct all public hearings.

Section 4-2 Hearing presentations

Hearings may begin with a brief presentation from a staff member and/or representative from the cognizant board, authority, commission or committee by recognizing the County Administrator. The presentation shall summarize the facts about the issue. Board members' inquiry during the staff's presentation shall be limited to questions about the issue. Discussion or debate about the merits of the proposal shall occur after the close of the public hearing.

Section 4-3 Order of public hearings

The order of public hearings shall be as follows:

- A. The Chairman shall open the public hearing.
- B. The applicant or his representative shall be the first speaker(s). There shall be a time limit of five (5) minutes for the applicant's or his representative's presentation, unless extended by the Chair. Any and all representations made by the applicant or his representative to the County on the record during the application process, whether written or verbal, shall be deemed a part of the application and may be relied upon in good faith by the County.
- C. The Chairman shall then solicit comments from the public. Each speaker must clearly state his name and address. There shall be a time limit of three (3) minutes for each speaker.
- D. After public comments have been received, the applicant or the representative of the applicant, at his discretion, may respond with further information. There shall be a five (5) minute time limit for rebuttal.
- E. Upon the conclusion of the applicant's comments, the Chairman shall close the public hearing.

Section 4-4 Members' participation

Board members shall withhold their comments in public hearings to ensure participation by the public without Board interference.

Section 4-5 Close of hearing

When a public hearing has been closed by the Chairman, no further public comments shall be permitted. Board members, however, may direct questions to the applicant, the representative of the cognizant board, authority, commission, committee or a staff member for clarification prior to taking any vote, if a vote is in order.

Section 4-6 Debate

Following the close of the public hearing, the Chairman entertains a motion and a second to dispose of the issue and the Board may debate the merits of the issue.

Section 5 -- Agenda

Section 5-1 <u>Preparation</u>

- A. The Clerk shall prepare an agenda for each regular and special meeting conforming to the order of business specified in Section 3-1(A) entitled "Order of Business". The County Administrator shall coordinate the scheduling of items on the agenda with the Chairman. The Chairman will schedule the topics for the work sessions on the second monthly meeting and special meetings as necessary.
- B. Each Board member may request for no more than two (2) total items to be included on any Board meeting agenda for discussion. If the Chairman or County Administrator receives the request prior to the preparation of the proposed agenda as set forth in Section 5-1(A) of these Bylaws, the Chairman may include the requested item on the agenda. If the request is not received in time to be included on the proposed agenda, the County administrator may include a Board member request on the agenda, so long as no Board member has no more than a total of two (2) discussion items on the agenda and the request is received by the County administrator by the close of business on Tuesday of the week prior to the scheduled Board meeting (generally seven (7) days prior to the Board meeting). No vote is allowed on a discussion item at the meeting when the item is brought up to the Board. At the Board's direction, and after it has considered the item, the County Administrator shall place the item on the agenda for the first meeting of the month following the request for action.
- C. All items requested to be placed on the agenda, which have not been submitted within the prescribed deadline, shall be placed on the next regular agenda for consideration.
- D. Appointments may be placed on the agenda for consideration at any time, provided that no appointments shall be made prior to the annual meeting of the Board for a term beginning on January 1st of the calendar year. All appointments shall be made between the annual meeting and the end of March each year. This restriction does not

preclude appointments when vacancies occur or when new boards, authorities, commissions and committees are created.

E. Any matter not on the scheduled agenda may be heard provided that such a request is in the form of a motion, duly seconded and voted upon by a majority of the Board. Any such matter must be of an emergency nature, vital to the continued proper and lawful operation of the County.

Section 5-2 Minutes

The Clerk of the Board shall prepare and maintain adequate minutes of the proceedings of the Board in accordance with the requirements of the Code of Virginia (1950), as amended. Each recorded vote shall indicate how each member of the Board voted. Preparation of minutes will not include every aspect of the Board's meetings relating specifically to discussion and debate, but will include all significant events relating to official action. Minutes shall be included as part of the agenda package for the subsequent meeting of the Board.

Section 6 -- General Operating Policy

Section 6-1 Actions by individual members of the Board

A. It shall be the policy of the Board that no one member shall exert individual action or direct any County employee, or any board, authority, commission or committee of the Board, to initiate any action that would require a County employee to perform any action contrary to the laws, ordinances or policies of Stafford County or which would require the expenditure of public funds in any amount without the approval of the Board. It shall further be the policy that when any Board member writes a letter or memorandum expressing his views, that he place on the same document the following, if appropriate:

This letter, memorandum or document represents only the views of the writer or writers and does not necessarily represent the views of any other member of the Board of Supervisors or the Board of Supervisors as the governing body of Stafford County, Virginia.

B. It is anticipated and expected that a member cast a vote, or otherwise take official action, which is consistent with the position taken by the Board, as expressed in an official vote, while acting on any other board, authority, commission, committee, or other legal entity. By accepting the nomination, the nominee agrees to the adherence of these By-Laws.

Section 6-2 Legal action

The Board members, the County Administrator, the County Attorney, and any other public official are required to advise the Board prior to filing any civil suit that involves the County. The Building Official, the Zoning Administrator and/or the Fire Marshal, when appropriate, may seek injunctive relief in accordance with the procedures set forth by the County Administrator and the County Attorney.

Section 6-3 Discussion of zoning and land use matters

Board of Supervisors' members shall not engage in discussions or negotiations with applicants on zoning or land use matters during the time that the application is before the Planning Commission and prior to referral to the Board of Supervisors, unless negotiations are facilitated by staff, prior to the Planning Commission's referral of the matter to the Board of Supervisors.

Section 6-4 Polling Procedure

The County Administrator or his designee may separately contact members of the Board of Supervisors for the purpose of ascertaining a member's position with respect to public business, provided the contact does not constitute a meeting as defined in §2.2-3701 of the Code of Virginia.

Section 6-5 Action on Certain Matters in Election Years

In any year in which members of the Board of Supervisors are elected, the Board shall not take any action or vote in November or December regarding any of the following types of matters: (1) rezoning applications; (2) Conditional Use Permit applications; (3) Comprehensive Plan amendments; (4) zoning text amendments; (5) any other land use issues; (6) borrowing money; (7) appointments to any boards, authorities, commissions and/or committees; and/or (8) budget amendments except prior year reappropriations after the County's financial statements are completed.

Section 7 -- Amendments

Section 7-1 Amendments to the By-Laws and Rules of Procedure

The By-Laws and Rules of Procedure may be amended as necessary by majority vote of the Board.

<u>Legislative</u>; 2010 Board Meeting Calendar Mr. Crisp motioned, seconded by Ms. Stimpson, to adopt proposed Resolution R11-07.

The Voting Board tally was:

Yea: (7) Crisp, Stimpson, Dudenhefer, Milde, Snellings, Sterling, Woodson

Nay: (0)

Resolution R11-07 reads as follows:

A RESOLUTION TO ESTABLISH THE STAFFORD COUNTY BOARD OF SUPERVISORS MEETING SCHEDULE FOR 2011

WHEREAS, the time and place of regular meetings of the Board shall be established; and

WHEREAS, the Board desires that the regular meetings shall be held in the Board Chambers of the Stafford County Administration Center, 1300 Courthouse Road, Stafford, Virginia, on the first and third Tuesday of each month at 1:00 P. M.; and

WHEREAS, regular meetings, without further public notice, may be adjourned from day to day or from time to time or from place to place, not beyond the time fixed for the next regular meeting, until the business before the governing body is completed; and

WHEREAS, should the Board subsequently prescribe any meeting time or place other than that initially established, it shall comply with Section 15.2-1416 of the Code of Virginia (1950), as amended;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January 2011 that the Board be and it hereby does establish the following for its Regular Meetings for 2011:

Proposed Board Meeting Dates for 2011:

January 4

January 18

February 1

February 15

March 1

March 15

April 5

April 19

May 3

May 17

June 7

June 21

July 5

August 16

September 6

September 20

October 4

October 18

November 1

November 15

November 29

December 13

Legislative; Presentations by the Public:

No persons desired to speak.

<u>Legislative</u>; <u>Presentations by Members of the Board</u> Board members spoke on the topics as identified:

Mr. Crisp - Stafford Museum Committee

Mr. Milde - Deferred
Mr. Snellings - Deferred
Mr. Sterling - Deferred

Ms. Stimpson - Falmouth Intersection/VDOT Public Hearing, 1/6/11

Mr. Woodson - Deferred

Mr. Dudenhefer - Restructuring of committees; Surface Transportation

Funding; George Washington Regional Transit Authority

<u>Legislative</u>; <u>Report of the County Attorney</u> Mr. Charles Shumate, County Attorney, reported that there was one item to the closed meeting agenda.

<u>Legislative</u>; <u>Report of the County Administrator</u> Mr. Anthony J. Romanello, County Administrator, commented on the following:

- Reported on cost savings in the County and highlights in the December, 2010 Monthly Report (Item 2)
- Aquia Wastewater Treatment Plant
- Hand delivered 2011 Board of Supervisors Manual
- Public Hearing (Item 3), applicant requests deferral to 2/1/11

<u>Planning and Zoning; Consider a Conditional Use Permit at 1006 Warrenton Road</u> Ms. Stimpson motioned, seconded by Mr. Woodson, to defer this item to the February 1st Board meeting.

The Voting Board tally was:

Yea: (7) Stimpson, Woodson, Crisp, Dudenhefer, Milde, Snellings, Sterling

Nay: (0)

<u>Legislative</u>; <u>Regular Agenda and Closed Meeting Agenda Additions</u>. Mr. Sterling motioned, seconded by Ms. Stimpson, to accept the agenda as presented with no additions or deletions.

The Voting Board tally was:

Yea: (7) Sterling, Stimpson, Crisp, Dudenhefer, Milde, Snellings, Woodson

Nay: (0)

<u>Legislative</u>; <u>Consent Agenda</u> Mr. Crisp motioned, seconded by Mr. Woodson, to adopt the Consent Agenda, consisting of Items 4 thru 11, omitting Item 11.

The Voting Board tally was:

Yea: (7) Crisp, Woodson, Dudenhefer, Milde, Snellings, Stimpson, Sterling

Nay: (0)

<u>Item 4. Legislative; Approve Minutes of December 14, 2010 Board Meeting</u>

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R11-12 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL) DATED DECEMBER 14, 2010 THROUGH JANUARY 3, 2011

WHEREAS, the Board has appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January 2011 that the above-mentioned EL be and hereby is approved.

Item 6. Guarantee Insurance and Surety for County Work in VDOT Rights-of-Way

Resolution R11-08 reads as follows:

A RESOLUTION TO GUARANTEE INSURANCE AND SURETY FOR COUNTY WORK IN VIRGINIA DEPARTMENT OF TRANSPORTATION RIGHTS-OF-WAY

WHEREAS, it becomes necessary from time to time for the County of Stafford to obtain land use permits from the Virginia Department of Transportation to install, construct, maintain, and operate certain public works and public utilities projects along, across, over, and upon highway systems of the Commonwealth of Virginia; and

WHEREAS, expense, damage, or injury may be sustained by the Commonwealth of Virginia arising from work performed under VDOT Land Use Permits granted to Stafford County or from the operation of the permitted activity;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January, 2011:

Section 1: That in accordance with the provisions of Section 24VAC30-151-720 of the Land Use Permit Regulations of the Virginia Department of Transportation, the County of Stafford does hereby grant assurances to the Virginia Department of Transportation (VDOT) that it shall in all respects comply with all of the conditions of the permit or permits that have been, or will be, granted to the County of Stafford and that said jurisdiction does hereby certify that it will carry liability insurance for personal injury and property damage that may arise from the work performed under permit and/or from the operation of the permitted activity as follows: up to One Million Dollars (\$1,000,000) for each occurrence to protect the Commonwealth Transportation Board members and the Virginia Department of Transportation's agents or employees; Seventy-five Thousand Dollars (\$75,000) for each occurrence to protect the Commonwealth Transportation Board, the Virginia Department of Transportation or the Commonwealth of Virginia in the event of suit.

<u>Section 2:</u> That the County Administrator, or his designee, be, and hereby is authorized to execute on behalf of the County of Stafford all land use permits and related documents of the Virginia Department of Transportation.

<u>Section 3:</u> That this resolution shall be a continuing resolution and shall not be revoked unless and until sixty (60) days written notice of any proposed revocation be submitted to the Virginia Department of Transportation.

Section 4: That the County of Stafford shall, if requested by the Virginia Department of Transportation, provide a letter that commits to using the surety provided by its contractor or to have the contractor execute a dual obligation rider that adds the Virginia Department of Transportation as an additional obligee to the surety bond provided to the locality, with either of these options guaranteeing the work performed within state maintained right-of-way under the terms of the land use permit for that purpose.

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, be, and hereby is authorized and directed to procure insurance required by Section 1 herein.

<u>Item 7. Parks, Recreation and Community Facilities; Execute a Contract for Small Construction and Repair Services</u>

Resolution R11-09 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS FOR SMALL PROJECT CONSTRUCTION AND REPAIR SERVICES

WHEREAS, bids were solicited and received for various labor classifications and equipment to provide construction and repair services for a period of one year; and

WHEREAS, the intent of the bid specifications was to award a contract to the lowest responsible and responsive bidder who would be designated as the Primary Responder; and

WHEREAS, the intent of the bid specifications was also to award backup contracts to other responsible and responsive bidders who would be designated as Secondary Responders; and

WHEREAS, Secondary Responders will be contacted whenever the Primary Responder is unable to respond or when several County projects need to be completed within the same timeframe; and

WHEREAS, Kruckenberg Service Company has submitted the lowest responsible and responsive bid and has been designated as the Primary Responder; and

WHEREAS, W. C. Spratt, Inc., and Capital Contractors, Inc., have been designated as Secondary Responders;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January, 2011, that the County Administrator be and he hereby is authorized to execute contracts with Kruckenberg Service Company as the Primary Responder, and W. C. Spratt, Inc., and Capital Contractors, Inc., as Secondary Responders, for contracted maintenance and construction services in an aggregate amount not to exceed Five Hundred Thousand Dollars (\$500,000).

Item 8. Parks, Recreation and Community Facilities; Authorize a Public Hearing for Easement on County-owned Property at Curtis Park

Resolution R11-10 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONVEY AN ELECTRICAL EASEMENT ON COUNTY-OWNED PROPERTY AT CURTIS MEMORIAL PARK TO NORTHERN VIRGINIA ELECTRIC COOPERATIVE

WHEREAS, additional electrical services are needed at the maintenance building at Curtis Memorial Park; and

WHEREAS, Northern Virginia Electric Cooperative (NOVEC) has requested an easement at Curtis Memorial Park to install, operate, and maintain overhead pole lines and/or underground conduit and cable lines for transmitting and distributing electric power to the maintenance building at the park; and

WHEREAS, a public hearing is required for conveyance of easements on County-owned property;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January, 2011, that the County Administrator be and he hereby is authorized to advertise a public hearing to convey an electrical easement on County-owned property at Curtis Memorial Park to Northern Virginia Electric Cooperative.

Item 9. Public Works; Authorize a Public Hearing to Amend and Reordain Stafford County Code, Section 15-56 Entitled "Designation of Restricted Parking Areas" in the Berkshire Subdivision

Resolution R11-14 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS" TO ESTABLISH A RESTRICTED PARKING AREA IN BERKSHIRE SUBDIVISION

WHEREAS, Section 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorizes the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the

parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, on June 15, 2010, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, on December 2, 2010, the Berkshire Homeowners Association approved a resolution requesting the establishment of a restricted parking area within the Berkshire Subdivision and the resolution satisfies the requirements of Stafford County Code, Section 15-56; and

WHEREAS, the Berkshire Homeowners Association resolution requests that the following streets be designated as restricted parking areas:

- (A) Abraham Court
- (B) Blessed Court
- (C) Easter Drive
- (D) Eternity Court
- (E) Mt. Ararat Lane
- (F) Noahs Court
- (G) Power Way; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board desires to consider public comments concerning the proposed restricted parking area;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January 2011, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider designating a restricted parking area within the Berkshire Subdivision.

<u>Item 10. Public Works; Authorize Request for Watch for Children Signs on Lightfoot Drive (SR-2055) and Monument Drive (SR-2058) in the Augustine Subdivision</u>

Resolution R11-15 reads as follows:

A RESOLUTION TO INSTALL WATCH FOR CHILDREN SIGNS ON LIGHTFOOT DRIVE (SR-2055) AND MONUMENT DRIVE (SR-2050) IN AUGUSTINE SUBDIVISION

WHEREAS, the Board is concerned with transportation safety on residential streets; and

WHEREAS, on February 19, 2008, the Board adopted the Residential Traffic Management Plan (RTMP) to provide Stafford County citizens with various programs to address their traffic related concerns; and

WHEREAS, the Augustine North Community Association has requested the installation of *Watch for Children* signs along Lightfoot Drive and Monument Drive; and

WHEREAS, the proposed locations meet the essential criteria for installation, based on the current RTMP, Watch for Children Sign Program;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January 2011, that the Board be and it hereby does approve the installation of seven (7) *Watch for Children* signs at the following locations:

- 1. 201 Monument Drive (Community Center) near the tennis courts (west)
- 2. 201 Monument Drive (Community Center near the entrance to the community center (east)
- 3. 8 Monument Drive (south)
- 4. 12 Monument Drive (north)
- 5. 38 Monument Drive (south)
- 6. 40/42 Lightfoot Drive (west)
- 7. 57/60 Lightfoot Drive (east)

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the VDOT Area Maintenance Manager.

Item 11. Legislative; Amend Legislative Package to Support New State Operational Funding for the Crow's Nest Natural Preserve Ms. Stimpson indicated that she was surprised to see this item on the agenda, stating that in her opinion, it is not consistent with the intent of the Board to support Public Safety and Schools, not \$1M on Crow's Nest. Ms. Stimpson added that she believed that this is a "want," not a "need" and that this is not the best year to ask for this funding.

1/4/11 - Page 22

Mr. Dudenhefer asked Mr. Romanello for clarification about the request received from

the Department of Conservation and Recreation (DCR). Mr. Romanello confirmed that

DCR was asking the Board to affirm and support the funding request. Mr. Milde pointed

out that the State added in funding of which part would be used at Crow's Nest and that

since there was no local money involved, he would support this request. Mr. Sterling

said that he agreed with Ms. Stimpson, there are other priorities for \$906,000 and that he

is uncomfortable with a State agency asking the Board of advocate for them.

Mr. Sterling talked about lack of public access to Crow's Nest and that the money in

question may not necessarily end up going towards Crow's Nest adding that he cannot

support this item. Mr. Snellings said that he agreed with Mr. Snellings and Ms. Stimpson

and would not support this either noting that the State has several other priorities which

may (and should) come first. Mr. Milde talked about being a step closer to opening

Crow's Nest and asked that this item be deferred while staff researches it and provides

additional information to the Board.

Mr. Milde motioned, seconded by Mr. Crisp, to defer this item to the January 18th Board

meeting.

The Voting Board tally was:

(7) Milde, Crisp, Woodson, Dudenhefer, Stimpson, Snellings, Sterling

Nay: (0)

Legislative; Appoint Members to Boards, Authorities, Commissions and Committees

(BACC)

Mr. Sterling motioned, seconded by Ms. Stimpson, to accept the following appointments:

The Voting Board tally was:

(7) Sterling, Stimpson, Crisp, Dudenhefer, Milde, Snellings, Woodson

Nay: (0)

ADA Grievance Committee

All current members were reappointed.

Law Enforcement Towing / Private TrespassTowing Advisory Board

Ms. Denise Dailey was appointed as a regular member on the Law Enforcement Tow Board. Mr. Jim Lewis was appointed to replace Mr. George Paxson on the Law Enforcement Tow Board, and Mr. Ken Mitchell was appointed as an alternate on the Private Trespass Board. All other existing members were reappointed.

Agricultural Commission / Purchase of Development Rights

A vacancy for a representative from the George Washington District exists.

Architectural Review Board

Barbara S. Kirby was reappointed.

Board of Building Code Appeals

Mr. Burton Bigoney was appointed as a regular member to fill Mr. Glover's seat. Mr. Glover did not wish to be reappointed. Mr. Frank Jett was appointed as an alternate member. Mr. Joe Alexander, Mr. Earl Chittum and Mr. Jerry C. Hall were reappointed and Mr. Samar Shalaby was appointed as an alternate member.

Board of Zoning Appeals

Mr. Crisp motioned, seconded by Ms. Stimpson, to adopt proposed Resolution R11-24 re-nominating Mr. Larry Ingalls for an additional term on the BZA.

The Voting Board tally was:

Yea: (7) Crisp, Stimpson, Dudenhefer, Milde, Snellings, Sterling, Woodson

Nay: (0)

Resolution R11-24 reads as follows:

A RESOLUTION TO RECOMMEND A MEMBER FOR REAPPOINTMENT TO THE STAFFORD COUNTY BOARD OF ZONING APPEALS

WHEREAS, Section 15.2-2308 of the Code of Virginia (1950), as amended, and Section 28-341 of the Stafford County Code, provides for a Board of Zoning Appeals which members shall be appointed to by the Circuit Court; and

WHEREAS, Ordinance 093-06 authorizes the Board of Zoning Appeals to consist of seven members; and

WHEREAS, only the term of Mr. Larry Ingalls as the George Washington District representative expired on December 31, 2010; and

WHEREAS, it is the desire of the Board to recommend reappointment of Mr. Larry Ingalls to the Board of Zoning Appeals;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 4th day of January, 2011, that

NAME	DISTRICT	EXPIRATION DATE
Larry Ingalls	George Washington	December 31, 2015

be and he hereby is recommended for reappointment to the Stafford County Board of Zoning Appeals.

Central Rappahannock Regional Library of Trustees

Dr. Samuel Smart was appointed to replace Mr. Larry Towne.

Chaplin Group Home Commission

Mr. Gary Snellings was appointed to replace Mr. Paul Milde. Ms. Linda Musselman was re-appointed.

Civilian-Military Community Relations Council

All members were reappointed.

Community Policy and Management Team

Mr. Harry Crisp was reappointed.

Fire Prevention Code Board of Appeals

Mr. David Lucia, II and Mr. Gerald Snellings were reappointed. There exists two vacant, alternate member seats on this Board.

Fredericksburg Regional Alliance

Mr. Harry Crisp was reappointed.

George Washington Regional Commission (FAMPO)

Mr. Harry Crisp was appointed to replace Ms. Susan Stimpson. All other existing members were reappointed.

Green Government Commission (GWRC)

Mr. Robert "Bob" Woodson was reappointed.

Historical Commission

An opening for a Hartwood District representative exists on this Commission.

Local Finance Board (OPEB)

Mr. W. Walter George's term was extended to 12/31/2013.

Quantico Growth Management Committee

Mr. Robert "Bob" Woodson was appointed to replace Mr. Mark Dudenhefer.

Rappahannock Area Agency on Aging (Advisory Council)

Ms. Betty Schwartz was reappointed. The seat formerly held by Mr. Brandon Smith is now vacant.

Rappahannock Area Agency on Aging (Board of Directors)

All members were reappointed.

Rappahannock Area Youth Commission

Ms. Donna Krauss was reappointed.

Rappahannock Regional Solid Waste Management Board

All members were reappointed.

Rappahannock River Basin Commission

Both members were reappointed with Mr. Harry Crisp now serving as an alternate and Mr. Snellings as the regular member.

Telecommunications Commission

All members were reappointed.

Wetlands Board

Mr. Sam Hess was reappointed. There exists two vacant, member-at-large alternate, seats on this Board.

Following the conclusion of the discussion and vote about appointments to BACC's, Mr. Dudenhefer proposed a new committee format for members of the Board which includes the: Infrastructure Committee (Mr. Crisp, Chair – members Mr. Sterling, Mr. Dudenhefer, and Mr. Milde); the Finance/Budget Committee (Mr. Sterling, Chair – members Ms. Stimpson and Mr. Crisp); the Community and Economic Development Committee (Ms. Stimpson, Chair – members Mr. Crisp and Mr. Milde); the Public Safety Committee (Mr. Snellings, Chair – members Mr. Woodson and Mr. Dudenhefer); the Joint Schools Committee (Mr. Milde, Chair – members Ms. Stimpson and Mr. Sterling; and the Legislative Committee (Mr. Sterling and Ms. Stimpson).

With a recommended start time for Board meetings being set at 3:00 p.m. effective February 1st, the aforementioned committees will meet as follows: Infrastructure Committee will meet on the 1st Tuesday of each month from 1:30 p.m. to 3:00 p.m. The Finance/Budget Committee will meet on the 3rd Tuesday of each month from 1:30 p.m. to 3:00 p.m. The Community and Economic Development Committee will meet on the 1st Tuesday of each month from 12:00 Noon to 1:30 p.m. The Public Safety Committee will

meet on the 3rd Tuesday of each month from 12:00 Noon to 1:30 p.m. The Joint Schools Committee and the Legislative Committee will meet as needed.

Mr. Sterling stated that he is in favor of the new committee structure adding that it will help to avoid conflicts between regional and local boards. Mr. Dudenhefer stated that with the newly proposed meeting schedule, Board members not assigned to a particular committee will have the time and opportunity to attend other committee meetings if they so desire. Mr. Snellings inquired about times for public presentation. Mr. Dudenhefer responded that even with the adjusted start time for regular meetings, there will continue to be two opportunities at the first meeting of the month for public presentations and one opportunity, at 7:00 p.m., at the second meeting of the month for the public to address the Board. Mr. Dudenhefer added that the Board will meet from 3:00 p.m. to 6:00 p.m. and take a one-hour break for dinner at each meeting.

<u>Planning and Zoning:</u> Appoint Members to Joint Redevelopment Committee (with the <u>Planning Commission</u> Mr. Dudenhefer stated that his recommendation would be for this task to be given to the Community and Economic Development Committee. The Chair of the Committee, Ms. Stimpson, agreed to take on this assignment.

<u>Public Works; Courthouse Annex Update</u> Mr. Keith Dayton, Director of Public Works, gave a presentation and answered Board members questions.

Mr. Woodson stated that if 13,800 sq.ft. better meets the stated needs of this remodel, then he supports it. Mr. Milde, Ms. Stimpson and Mr. Sterling echoed Mr. Woodson's comments.

Ms. Stimpson motioned, seconded by Mr. Woodson, to approve spending \$2.9 million for construction of new office space for the Commonwealth's Attorney's office and staff, and the Victim Witness program, expanding the 11,500 sq.ft. space to 13,800 sq.ft.

The Voting Board tally was:

Yea: (7) Stimpson, Woodson, Crisp, Dudenhefer, Milde, Snellings, Sterling

Nay: (0)

Comprehensive Plan – Urban Development Area Planning Process Mr. Mike Zuraf, Planning and Zoning; and Ms. Deanna Rhodeside, gave a presentation and answered Board members questions. Ms. Rhodeside introduced Ms. Meredith Judy with her firm, Rhodeside & Harwell. Mr. Zuraf introduced Ms. Rhodeside saying that she and her staff are consultants contracted with the County to help with Urban Development Areas (UDA) and more specifically, the reallocation of 4,000 dwelling units since the exclusion of Widewater and Brooke Station UDAs in the adopted Comprehensive Plan.

Ms. Rhodeside shared the Small Area Plan developed for the City of Manassas, VA including the Sector Plan for Sudley Road, also in Manassas, VA. Mr. Zuraf gave the Board a timeframe which should be adhered to if the Board is to meet state guidelines for submission of the state-mandated UDAs.

Mr. Crisp thanked Ms. Rhodeside for her input and said that it is highly desirable and beneficial to the County that Rhodeside & Harwell is involved in the process and welcomed her back to the Board on February 15th with their recommendations.

Mr. Sterling asked about Form Based Codes. Ms. Rhodeside answered that it is one of the many options and alternatives that they would look at when making their final recommendation to the Board. Mr. Milde, talking about the allocation of 4,000 dwelling units, asked if staff had looked at the questions and issues involving sensitive resource areas including a transportation network to get to Brooke, utilities (water/sewer) needed at Brooke and Widewater and how the redistribution of 4,000 dwelling units would impact other areas of the County.

Mr. Woodson stated that he felt that it was up to the Committee to make a decision but that perhaps Mr. Milde had already decided to try to add Widewater and Brooke back into the Comprehensive Plan as UDAs. Mr. Dudenhefer said that he did not agree,

adding that Mr. Milde did research but that it would all have to be vetted through the Committee and that each member has an equal say in the decision.

Mr. Dudenhefer asked Ms. Rhodeside how the County gets from vision to reality and how does the County execute a plan (once the County has one) without giving up proffers and rezoning. Ms. Rhodeside stated that all of that would be included in their follow-up report to the Board. Mr. Dudenhefer thanked staff and Ms. Rhodeside for their work.

<u>Legislative</u>; <u>Closed Meeting</u>. At 2:55 P.M., Mr. Sterling motioned, seconded by Mr. Woodson, to adopt proposed Resolution CM11-01.

The Voting Board tally was:

Yea: (7) Sterling, Woodson, Crisp, Dudenhefer, Milde, Stimpson, Snellings

Nay: (0)

Resolution CM11-01 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Stafford County Board of Supervisors desires to discuss in Closed Meeting the following: Stafford County Circuit Court's Decision in consolidated Case Nos. CL09-1339 and CL09-1418, *DGF Land Co, et al v. Board of Zoning Appeals* and *Board of Supv, et al. v. DGF Land, et al*; and

WHEREAS, pursuant to Section 2.2-3711 A.7, Va. Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 4th day of January, 2011, does hereby authorize discussions of the aforestated matters in Closed Meeting.

<u>Call to Order</u>. At 3:26 P.M., the Chairman called the meeting back to order.

<u>Legislative</u>; <u>Closed Meeting Certification</u>. Mr. Sterling motioned, seconded by Mr. Woodson, to adopt proposed Resolution CM11-01(a).

The Voting Board tally was:

Yea: (7) Sterling, Woodson, Crisp, Milde, Dudenhefer, Snellings, Stimpson

Nay: (0)

Resolution CM11-01(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JANUARY 4, 2011

WHEREAS, the Board has, on this the 4th day of January, 2011 adjourned into a closed meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective July 1, 1989, provides for certification that such Closed Meeting was conducted in conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 4th day of January, 2011, that to the best of each member's knowledge: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Recess At 3:27 P.M., the Chairman declared a recess until 7:00 P.M.

<u>Pledge of Allegiance</u> Ms Stimpson led in the recitation of the Pledge of Allegiance to the Flag of the United States of America.

Invocation Mr. Dudenhefer gave the Invocation.

<u>Legislative</u>; <u>Presentations by the Public</u>

The following person desired to speak:

Paul Waldowski - Trash Pick-Up/Water Bill

<u>Planning and Zoning; Process and Timeline for 2011 Redistricting Efforts</u> Ms. Kathy Baker, Assistant Director of Planning and Zoning; Mr. Charles Shumate, County

1/4/11 - Page 31

Attorney; and Ms. Sharon Persinger, Registrar; gave presentations and answered Board

members questions. A demonstration of redistricting software is scheduled for the

January 18th meeting of the Board.

Mr. Snellings requested that the County Attorney to provide information regarding

prisoners and voting. Mr. Milde asked about the prison population at the facility on

Eskimo Hill Road.

The Chairman opened the public hearing.

The following person desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Parks, Recreation and Community Facilities; Grant Temporary Construction and

Permanent Drainage Easements at River Road Park and St. Clair Brooks Park Mr. Chris

Hoppe, Director of Parks, Recreation and Community Facilities, gave a presentation and

answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Crisp motioned, seconded by Mr. Woodson, to adopt proposed Resolution R11-13.

The Voting Board tally was:

(7) Crisp, Woodson, Milde, Dudenhefer, Snellings, Sterling, Stimpson

Nay: (0)

Resolution R11-13 reads as follows:

A RESOLUTION TO AUTHORIZE CONVEYANCE OF A TEMPORARY CONSTRUCTION EASEMENT ON COUNTY-OWNED PROPERTY AT RIVER ROAD PARK AND ST. CLAIR BROOKS PARK TO VDOT

WHEREAS, the Virginia Department of Transportation (VDOT) is requesting a temporary construction drainage easement under River Road as part of their multiculvert rehabilitation program; and

WHEREAS, this particular culvert location is completely encompassed by River Road Park and St. Clair Brooks Park; and

WHEREAS, a temporary easement is needed to safely and properly rehabilitate this culvert with minimal disruption to the traveling public; and

WHEREAS, the proposed improvement benefits Stafford County by ensuring proper drainage of a major County thoroughfare; and

WHEREAS, the Board has carefully considered the recommendations of staff and the testimony at a public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 4th day of January, 2011, that the County Administrator and/or Chairman of the Board be and he hereby is authorized to convey temporary construction and permanent drainage easements on County-owned property at River Road Park and St. Clair Brooks Park to VDOT.

Public Works; Amend Stafford County Code, Chapter 15, Article III, Division 2, Entitled "Parking of Watercraft, Board Trailers, Motor Homes, Camping Trailers, Commercial Vehicles, and Parking for Commercial Purposed on Public Highways" Mr. Keith Dayton, Director of Public Works, gave a presentation and answered Board members questions. Mr. Milde asked Mr. Dayton how the procedure continues if an individual supervisor wishes to vote against (or ignores a request for) parking restrictions in his/her district. He also asked who, once parking restrictions are voted on, enforces them.

Mr. Mike Neuhard, Deputy County Administrator, responded that the Sheriff's Office is responsible for enforcement and that it takes the vote of the entire Board, not just one supervisor, to pass parking regulations. In response to Mr. Dudenhefer's question, Mr. Neuhard added that subdivisions without Home Owner Associations must present a petition signed by a per cent of the homeowners who wish to have parking restrictions enforced. Once the petition is received, the procedure follows the same rules and regulations as with HOAs. Mr. Dayton offered to provide the Board with a copy of the County's Traffic Management Plan.

The Chairman opened the public hearing.

The following persons desired to speak:

Vickey Corder

Hugh Barber

The Chairman closed the public hearing.

Mr. Milde motioned, seconded by Mr. Sterling, to adopt proposed Ordinance O11-04.

The Voting Board tally was:

Yea: (7) Milde, Sterling, Crisp, Dudenhefer, Snellings, Stimpson, Woodson

Nay: (0)

Ordinance O11-04 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS"

WHEREAS, Sections 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorize the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, the Stone River Homeowners Association has approved a resolution requesting the establishment of a restricted parking area within the Stone River Subdivision and the resolution satisfies the requirements of Stafford County Code, Section 15-56; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board has conducted a public hearing in accordance Section 15.2-1427 of the Code of Virginia (1950), as amended; and

WHEREAS, the Board has carefully considered the recommendations of staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this, the 4th day of January 2011, that Stafford County Code, Section 15-56, entitled "Designation of Restricted Parking Areas", be and it hereby is amended and reordained as follows, all other portions remain unchanged:

- (f) The following constitute the restricted parking areas within Stafford County where the provisions of this ordinance are in full force and effect:
 - (5) Stone River Subdivision on the following named streets:
 - (A) Allatoona Lane;
 - (B) Antietam Loop;
 - (C) Confederate Way (532' south of Coal Landing Road to Jason Lane);
 - (D) Crescent Boulevard (122' north of Munsons Hill Ct to Lakeview Court);
 - (E) Donelson Loop;
 - (F) Fort Sumter Lane;
 - (G) Gettysburg Court (Munsons Hill Court to 145' north of Munsons Hill Court);
 - (H) Hatchers Run Court;
 - (I) Jason Lane (Jeff Davis Highway to 690' west of Greenridge Drive);
 - (J) Kennesaw Drive;
 - (K) Knoxville Court;
 - (L) Lakeview Court;
 - (M) Meade Court;
 - (N) Munsons Hill Court;
 - (O) Pritchard Court;
 - (P) Sedgwick Court;
 - (Q) Torbert Loop;

Public Works; Amend Stafford County Code, Chapter 15, Article III, Division 2, Entitled "Parking of Watercraft, Board Trailers, Motor Homes, Camping Trailers, Commercial Vehicles, and Parking for Commercial Purposed on Public Highways" Mr. Keith Dayton, Director of Public Works, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Snellings motioned, seconded by Mr. Sterling, to adopt proposed Ordinance O11-02.

The Voting Board tally was:

Yea: (7) Snellings, Sterling, Crisp, Dudenhefer, Milde, Stimpson, Woodson

Nay: (0)

Ordinance O11-02 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS"

WHEREAS, Sections 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorize the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, the Austin Ridge Homeowners Association has approved a resolution requesting the establishment of a restricted parking area within the Austin Ridge Subdivision and the resolution satisfies the requirements of Stafford County Code, Section 15-56; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board has conducted a public hearing in accordance with Section 15.2-1427 of the Code of Virginia (1950), as amended; and

WHEREAS, the Board has carefully considered the recommendations of staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 4th day of January, 2011, that Stafford County Code, Section 15-56, entitled "Designation of Restricted Parking Areas," be and it hereby is amended and reordained as follows, all other portions remain unchanged:

- (f) The following constitute the restricted parking areas within Stafford County where the provisions of this ordinance are in full force and effect:
 - (3) Austin Ridge Subdivision on the following named streets:
 - (A) Banner Spring Circle
 - (B) Barlow House Court
 - (C) Basket Court
 - (D) Blacksmith Court
 - (E) Booth Court
 - (F) Boulder Drive
 - (G) Brush Everard Court
 - (H) Cabinet Maker Drive
 - (I) Century Street
 - (J) Collingsworth Street
 - (K) <u>Country Court</u>
 - (L) Dallhan Court
 - (M) Dewitt Road
 - (N) Drum Court
 - (O) Fife Street
 - (P) Folk Road
 - (Q) Francis Court
 - (R) Gallery Road
 - (S) Goal Court
 - (T) Gunston Road
 - (U) Hubbard Court
 - (V) Jamestown Court
 - (W) Lafayette Street
 - (X) Latham Lane
 - (A) <u>Latitatii Laite</u>
 - (Y) Morrissey Stone Court
 - (Z) <u>Nassau Court</u>
 - (AA) Newport Court
 - (BB) Oxen Court
 - (CC) Patriot Way
 - (DD) Raleigh Lane
 - (EE) Revere Court
 - (FF) Scotland Circle
 - (GG) Tapestry Road
 - (HH) Tavern Road
 - (II) Tuverin Roug
 - (II) <u>Vineyard Court</u>
 - (JJ) Wallace Lane (northern terminus to 813' south of Folk Road)
 - (KK) Wheelwright Lane

(LL) York Court

Public Works; Amend Stafford County Code, Chapter 15, Article III, Division 2, Entitled "Parking of Watercraft, Board Trailers, Motor Homes, Camping Trailers, Commercial Vehicles, and Parking for Commercial Purposed on Public Highways" Mr. Keith Dayton, Director of Public Works, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Dudenhefer motioned, seconded by Mr. Sterling to adopt proposed Ordinance O11-03.

The Voting Board tally was:

Yea: (7) Dudenhefer, Sterling, Crisp, Milde, Snellings, Stimpson, Woodson

Nay: (0)

Ordinance O11-03 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS"

WHEREAS, Sections 46.2-1222.1 and 46.2-1224 of the Code of Virginia (1950), as amended, authorize the County to regulate or prohibit parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, The Manors of Park Ridge Homeowners Association has approved a resolution requesting the establishment of a restricted parking area within The Manors of Park Ridge Subdivision and the resolution satisfies the requirements of Stafford County Code, Section 15-56; and

WHEREAS, the proposed streets meet the established criteria to designate a restricted parking area; and

WHEREAS, the Board has conducted a public hearing in accordance with Section 15.2-1427 of the Code of Virginia (1950), as amended; and

WHEREAS, the Board has carefully considered the recommendations of staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this, the 4th day of January 2011, that Stafford County Code, Section 15-56, entitled "Designation of Restricted Parking Areas", be and it hereby is amended and reordained as follows, all other portions remain unchanged:

- (f) The following constitute the restricted parking areas within Stafford County where the provisions of this ordinance are in full force and effect:
 - (4) The Manors of Park Ridge Subdivision on the following named streets:
 - (A) Blossomwood Court;
 - (B) Charleston Court;
 - (C) Cheshire Drive;
 - (D) Christopher Way (southern terminus to 172' north of Queens Mill Court);
 - (E) Eustace Road (884' south of Northampton Boulevard/Hampton Park Road to 305' south of Sarasota Drive);
 - (F) Legal Court;
 - (G) Prince Court;
 - (H) Queens Mill Court;
 - (I) Sarasota Drive;
 - (J) Savannah Court;
 - (K) Summer Lake Court;
 - (L) Westhampton Court

Adjournment At 8:01 P. M. the Chairm	declared the meeting adjourned.	
Anthony J. Romanello, ICMA-CM	Mark Dudenhefer	
County Administrator	Chairman	